

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Nagai et al.
Appl. No.	:	10/588,428
Filing Date	:	August 4, 2006
For	:	FUNCTIONAL BEVERAGE AND COMPOSITION
Examiner	:	Perreira, M.
Group Art Unit	:	1618
Conf. No.	:	9228

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

Commissioner for Patents  
Box AF  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the final Office Action mailed **August 27, 2009**, please consider the following amendments and remarks:

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 3 of this paper.